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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

ALBERTA TELECOMMUNICATIONS  
RESEARCH CENTRE d/b/a TR LABS,

Plaintiff,

v.

DELL, INC.,

Defendants.

Civ. No. 3:09-cv-03400-JSW

**STIPULATED DISMISSAL WITH  
PREJUDICE PURSUANT TO FED. R.  
CIV. P. 41(a) AND [PROPOSED]  
ORDER**

Honorable Jeffery S. White

Pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, Plaintiff Alberta Telecommunications Research Centre d/b/a TR Labs hereby stipulates the dismissal with prejudice of the Complaint in the above-entitled action based on settlement.

Each party is to bear its own costs and attorneys' fees.

Respectfully submitted,

Dated: September 10, 2009

/s/George C. Summerfield

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: September 11, <sup>2009</sup>~~2008~~

  
The Honorable ~~Ronald M. Whyte~~ Jeffrey S. White  
United States District Court Judge